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7 -and-

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15 UNITED STATES DISTRICT COURT

16 NORTHERN DISTRICT OF CALIFORNIA

17 SAN JOSE DIVISION

**\*E-FILED - 4/26/07\***

18 In re NOVELLUS SYSTEMS, INC. ) No. C-06-03514-RMW  
19 DERIVATIVE LITIGATION )  
20 \_\_\_\_\_ ) STIPULATION AND [ ] ORDER  
21 This Document Relates To: ) EXTENDING TIME FOR PLAINTIFFS TO  
22 ALL ACTIONS. ) FILE THEIR AMENDED COMPLAINT  
23 \_\_\_\_\_ )  
24 )  
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1 WHEREAS, on March 23, 2007, the Court held a hearing on defendants' motions to dismiss;

2 WHEREAS, the Court issued a Minute Order on March 23, 2007, granting the motion to  
3 dismiss with leave to amend, and giving plaintiffs 30 days to amend their complaint;

4 WHEREAS, plaintiffs and Novellus, through their counsel, have discussed this lawsuit and  
5 its possible resolution;

6 WHEREAS, the parties have agreed, subject to the approval of the Court, to extend the date  
7 for plaintiffs to file the Amended Complaint by ten days; and

8 WHEREAS, in light of the foregoing, the parties believe that the interests of judicial  
9 economy and the preservation of the parties' resources would be better served by postponing the  
10 filing of plaintiffs' Amended Complaint until May 3, 2007 in order that the parties can continue their  
11 discussions.

12 IT IS THEREFORE STIPULATED AND AGREED by plaintiffs and defendants, through  
13 their respective counsel of record that, subject to the Court's approval, plaintiffs shall have until May  
14 3, 2007 to file their Amended Complaint.

15 IT IS SO STIPULATED.

16 DATED: April 20, 2007

17 Respectfully submitted,

18  
19 LERACH COUGHLIN STOIA GELLER  
20 RUDMAN & ROBBINS LLP  
21 SHAWN A. WILLIAMS  
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28 /s/  
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21 Co-Lead Counsel for Plaintiffs

22 DATED: April 20, 2007

23 MORRISON & FOERSTER  
24 DARRYL RAINS

25 \_\_\_\_\_/s/  
26 DARRYL RAINS

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29 Attorneys for Defendants

30 I, SHAWN A. WILLIAMS, am the ECF User whose ID and password are being used to  
31 file this STIPULATION AND [PROPOSED] ORDER EXTENDING TIME FOR PLAINTIFFS  
32 TO FILE THEIR AMENDED COMPLAINT. In compliance with General Order 45, X.B., I  
33 hereby attest that Darryl Rains have concurred in this filing.

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**O R D E R**

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IT IS SO ORDERED.

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DATED: 4/26/07

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*Ronald M. Whyte*

THE HONORABLE RONALD M. WHYTE  
UNITED STATES DISTRICT JUDGE

**CERTIFICATE OF SERVICE**

2 I hereby certify that on April 20, 2007, I electronically filed the foregoing with the Clerk of  
3 the Court using the CM/ECF system which will send notification of such filing to the e-mail  
4 addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I have  
5 mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF  
6 participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on April 20, 2007.

/S/

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## Manual Notice List

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